

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 2010 to June 29, 2011

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 28, 2011

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2011

Sec. 2. Applicability. This Act applies to motor carrier transportation contracts entered into or renewed on or after the effective date of this Act.

See title page for effective date.

CHAPTER 86

S.P. 240 - L.D. 796

**An Act To Continue the Axle
Fine Waiver during the
Midwinter Season**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, there is an exception to axle fines during the midwinter season; and

Whereas, the section of law allowing an exception to axle fines is repealed September 15, 2011, which may be earlier than the effective date of laws enacted during the First Regular Session of the Legislature; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRSA §2360-A, sub-§3, as amended by PL 2009, c. 444, §1, is repealed.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 16, 2011.

CHAPTER 87

S.P. 279 - L.D. 891

**An Act To Amend the Maine
Consumer Credit Code
Regarding Interest Charged on
Deferred Payments**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 9-A MRSA §3-308, sub-§3, as amended by PL 2001, c. 482, §1, is further amended to read:

3. A schedule of payments may provide for the deferral of the first periodic payment subsequent to any down payment for a period of not more than 12 months, except that interest or costs may not accrue in connection with the deferral of the first periodic payment if the deferral is for a period of time in excess of ~~90~~ 120 days;

See title page for effective date.

CHAPTER 88

S.P. 190 - L.D. 610

**An Act To Clarify the
Procedure by Which a Salvage
Company May Apply for a
Motor Vehicle Title**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRSA §1851, as amended by PL 2007, c. 150, §1, is further amended by adding at the end a new paragraph to read:

A vehicle left without a transferable title on the premises of an independent entity that temporarily stores a damaged or dismantled vehicle pursuant to an agreement with an insurance company, financial institution or dealer and that is engaged in the sale or resale of damaged or dismantled vehicles is subject to the provisions of section 1862.

Sec. 2. 29-A MRSA §1862 is enacted to read:
§1862. Left with an independent entity

1. Release of vehicle. An insurance company, financial institution or dealer may direct an independent entity that obtains possession of a vehicle to release the vehicle to the owner. The insurance company, financial institution or dealer shall provide the independent entity a release statement under subsection 2 authorizing the independent entity to release the vehicle to the vehicle's owner.

2. Release statement. A release statement authorizing an independent entity under subsection 1 to release a vehicle to a vehicle's owner must be on a form prescribed by the bureau and contain the following information:

- A. The insurance policy and claim number relating to the vehicle;
- B. The name and address of the insured owner of the vehicle;
- C. The vehicle identification number and description of the vehicle; and